UNITED NATIONS

LOS

UNITED NATIONS CONVENTION ON THE LAW OF THE SEA

Distr.
GENERAL

LOS/PCN/134
20 January 1994

ORIGINAL: ENGLISH

PREPARATORY COMMISSION FOR THE
INTERNATIONAL SEABED AUTHORITY
AND FOR THE INTERNATIONAL
TRIBUNAL FOR THE LAW OF THE
SEA
Twelfth session
Kingston, Jamaica
7-11 February 1994

RECEIPT OF APPLICATION FROM THE GOVERNMENT OF THE REPUBLIC OF KOREA FOR REGISTRATION AS A PIONEER INVESTOR UNDER RESOLUTION II OF THE THIRD UNITED NATIONS CONFERENCE ON THE LAW OF THE SEA

Note by the Secretary-General

1. In accordance with the procedures and guidelines for registration of pioneer investors under resolution II of the Third United Nations Conference on the Law of the Sea, as contained in annex II to document LOS/PCN/27 dated 8 September 1983, the Secretary-General wishes to inform the Preparatory Commission for the International Seabed Authority and for the International Tribunal for the Law of the Sea that on 14 January 1994 the Director of the Division for Ocean Affairs and the Law of the Sea of the Office of Legal Affairs received from the Permanent Representative of the Republic of Korea to the United Nations a letter dated 14 January 1994, addressed to the Chairman of the Preparatory Commission, submitting an application on behalf of the Government of the Republic of Korea for registration as a pioneer investor under the provisions of resolution II. The texts of the covering letter and of the application submitted are annexed hereto.

2. The application was accompanied by sealed envelopes said to contain details relating to the application.

Annex

LETTER DATED 14 JANUARY 1994 FROM THE PERMANENT REPRESENTATIVE OF THE REPUBLIC OF KOREA TO THE UNITED NATIONS ADDRESSED TO THE CHAIRMAN OF THE PREPARATORY COMMISSION

Pursuant to resolution II of the Third United Nations Conference on the Law of the Sea and the statement on the implementation of resolution II of the Preparatory Commission of 5 September 1986 (LOS/PCN/L.41/Rev.1, annex) and the statement of understanding on the implementation of resolution II of 10 April 1987 (LOS/PCN/L.43/Rev.1), I hereby have the honour, on behalf of the Government of the Republic of Korea, to submit the application to the Preparatory Commission for the International Seabed Authority and for the International Tribunal for the Law of the Sea for registration as a pioneer investor and for the allocation of a pioneer area.

(Signed) Chong-Ha YOO
Ambassador
Permanent Representative

Appendix

APPLICATION OF THE GOVERNMENT OF THE REPUBLIC OF KOREA FOR REGISTRATION AS A PIONEER INVESTOR

1. The Government of the Republic of Korea submits the application to the Preparatory Commission for the International Seabed Authority and for the International Tribunal for the Law of the Sea for registration as a pioneer investor and for the allocation of a pioneer area.

2. This application is submitted in accordance with resolution II of the Third United Nations Conference on the Law of the Sea and with the decision of the Preparatory Commission for the International Seabed Authority and for the International Tribunal for the Law of the Sea, adopted on 5 September 1986 (LOS/PCN/L.41/Rev.1, annex, para. 20).

Applicant:

(a) Name: Ministry of Trade, Industry and Energy, Government of the Republic of Korea

(b) Mailing address: 1 Jungang-dong, Kwachon-shi
Kyonggi-do, 427-760
REPUBLIC OF KOREA

(c) Telephone: 82-2-504-6000

(d) Fax: 82-2-503-9496

3. The Government of the Republic of Korea signed the United Nations Convention on the Law of the Sea on 14 March 1983.

4. The Government of the Republic of Korea ensures that the areas in respect of which the application is made do not overlap with pioneer areas and reserved areas already delineated or with those claimed by the pioneer investors referred to in paragraph 1 (a) (ii) of resolution II of the Third United Nations Conference on the Law of the Sea. The Republic of Korea has taken steps to make sure that the application area does not overlap with the areas claimed by the already known potential pioneer investors.

5. The application area is a part of the international seabed area and is beyond the limits of national jurisdiction of any State.

6. The application area of the Republic of Korea covers a total of 300,000 sq km consisting of 11 sectors, namely, A1 (18,541 sq km), A2 (18,650 sq km), B1 (23,464 sq km), B2 (52,300 sq km), C1 (18,382 sq km), C2 (17,733 sq km), D1 (24,222 sq km), D2 (52,300 sq km), N1 (20,134 sq km), N2 (37,204 sq km), and N3 (17,070 sq km).

The proposal for the allocation of the pioneer area and reserved area is as follows:

(1) The applicant has identified two groups of sectors, namely group G1 covering sectors A1, C2, D1 and N2, and group G2 covering sectors A2, B1, C1, N1 and N3, which are of equal estimated commercial value and are each of 97,700 sq km in size. Either of the two groups of sectors may be allocated to the Authority as part of the reserved area and the remaining to the applicant as a part of the pioneer area;

(2) It is proposed that sector B2 (52,300 sq km) be designated as the pioneer area for incorporation in the total area of 150,000 sq km to be allocated to the applicant in accordance with the statement on the implementation of resolution II of the Preparatory Commission of 5 September 1986 (LOS/PCN/L.41/Rev.1, annex);

(3) Accordingly, sector D2 (52,300 sq km) together with one of the two groups of sector G1 or G2 as defined above and totalling 150,000 sq km is to be reserved for the Authority.

7. The applicant agrees to make the payment of US$ 250,000 as the fee for registration as a pioneer investor and for the allocation of a pioneer area as soon as the applicant is advised by the Preparatory Commission.

8. The applicant undertakes to comply with the provisions of resolution II of the Third United Nations Conference on the Law of the Sea, including paragraph 12. It will also conduct its pioneer activities in accordance with the relevant provisions of resolution II and with the principles relating to the preservation of the marine environment as set out in the United Nations Convention on the Law of the Sea.

9. The data and information referred to in paragraph 3 (a) of resolution II and in the annex to document LOS/PCN/27 of 8 September 1983 are attached to this application in a sealed envelope because of their confidential character.

Attachment

CERTIFICATE OF EXPENDITURE

CONCERNING PIONEER ACTIVITIES

It is certified that the total expenditure incurred by the Ministry of Trade, Industry and Energy, the Government of the Republic of Korea, in pioneer activities as defined in paragraph 1 (b) of resolution II of the Third United Nations Conference on the Law of the Sea is more than US$ 30 million (calculated in constant dollars relative to 1982) and more than 10 per cent of this expenditure has been expended in the location, survey and evaluation of the area referred to in paragraph 3 (a) of the above resolution II.

(Signed) Chulsu KIM
Minister
Ministry of Trade, Industry and Energy
The Republic of Korea